

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

CARES, Inc., NICK ARELLANO, *et al.*,

No. C 05-01026 WHA

Plaintiffs,

v.

ORDER VACATING HEARING

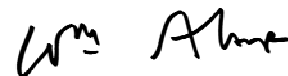
STATE OF CALIFORNIA; MIKE LEAVITT,
United States Department of Health and
Human Services Secretary; COUNTY OF
MONTEREY, *et al.*,

Defendants.

Pursuant to Civil Local Rule 7-1(b), the Court finds that the pending motions to dismiss may be determined without oral argument. The hearing, currently scheduled for **OCTOBER 6, 2005 AT 8:00 A.M.**, is **VACATED**.

IT IS SO ORDERED.

Dated: September 22, 2005



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE